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CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

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Documents Included:

1. Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (2 pages);
2. Issue Fee Transmittal (1 page);
3. Credit Card Payment Form (1 page); and
4. Applicant's Comments on Reasons for Allowance (2 pages).

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JOB #	ATTORNEY #	CLIENT-MATTER	RETURN TO	ROOM #
	41876	034701-000009	Karen A. Rogers	

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SV #276541 v1

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PTO/SB/04 (10-05)
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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
IMMR-00198

First named inventor: Joe Ben Bevirt

Application No.: 10/797,155

Art Unit: 3711

Filed: March 11, 2004

Examiner: Fernstrom, Kurt

Title: Method and Apparatus for Providing an Interface Mechanism for a Computer Simulation

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (571) 273-8300

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NOTE: If information or assistance is needed in completing this form, please contact
Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity - fee \$_____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity - fee \$1,500.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of _____ (identify type of reply):

- ☐ has been filed previously on _____.
- ☐ is enclosed herewith.

B. The issue fee of \$ 1703.00 (includes Issue Fee, Publication Fee, fee for 1 copy of patent), and Applicant's Comments on Reasons for Allowance

- ☐ has been paid previously on _____.
- ☒ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

12/21/2006 AWDNAF1 00000011 10797155

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PAGE 2/ * RCVD AT 12/19/2006 6:38:55 PM [Eastern Standard Time] * SVR:USPTO-EFXXF-5/22 * DNIS:2738300 * CSID: * DURATION (mm:ss):02:22

DEC 19 2006

PTO/SB/64 (10-05)

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3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.



Signature

Suvashis Bhattacharya

Typed or printed name

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Address

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Address

December 19, 2006

Date

46,554

Registration Number, if applicable

408-292-5800

Telephone Number

Enclosures: ☒ Fee Payment☐ Reply☐ Terminal Disclaimer Form☐ Additional sheets containing statements establishing unintentional delay☐ Other : _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

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☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

December 19, 2006

Date



Signature

Karen A. Rogers

Typed or printed name of person signing certificate

Docket No.: IMMR-0019B (034701-009)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICANT: JoeBen Bevirt et al.
SERIAL NO.: 10/797,155 CONFIRMATION NO.: 4324
FILING DATE: March 11, 2004
TITLE: Method and Apparatus for Providing an Interface Mechanism for a
Computer Simulation
EXAMINER: Kurt Fernstrom
ART UNIT: 3711

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

APPLICANT'S COMMENTS ON REASONS FOR ALLOWANCE

These comments are responsive to the Notice of Allowance mailed on January 4, 2006, which sets forth the Examiner's statement of reasons for allowance.

The Examiner is thanked for the kind allowance of all pending claims (i.e. claims 1-55). Applicants acknowledge the Examiner's statement of reasons for allowance as set forth in the Notice of Allowance. However, Applicants point out that the reasons for allowability of the above referenced claims are not limited to the reasons for allowance as set forth in the Notice of Allowance, and that additional reasons for allowability may exist, each of which may be independently sufficient to establish the patentability of one or more pending claims.

Applicants respectfully reserve the right to introduce, articulate, or otherwise comment on any such additional reasons for allowance as may be appropriate in any future proceedings concerning the claimed invention.

Docket No.: IMMR-0019B (034701-009)

Please charge any additional required fee or credit any overpayment to our deposit
account number 50-1698.

Respectfully submitted,
THELEN REID BROWN RAYSMAN & STEINER LLP

Dated: December 19, 2006



Suvashis Bhattacharya
Reg. No. 46,554

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